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6 **UNITED STATES DISTRICT COURT**  
7 **WESTERN DISTRICT OF WASHINGTON**  
8 **AT SEATTLE**

9 UNITED STATES OF AMERICA,

NO. CR96-425-JLR

10 Plaintiff,

11 v.

12 CURTIS GRANT SNIPES,

SUMMARY REPORT OF  
U.S. MAGISTRATE JUDGE AS  
TO ALLEGED VIOLATIONS  
OF SUPERVISED RELEASE

13 Defendant.  
14

15 An evidentiary hearing on a petition for violation of supervised release was held before  
16 the undersigned Magistrate Judge on June 9, 2009. The United States was represented by  
17 Assistant United States Attorney William Redkey, and the defendant by David H. Gehrke. The  
18 proceedings were digitally recorded.

19 The defendant had been charged and convicted of Conspiracy to Distribute Cocaine, in  
20 violation of 21 U.S.C. § 841(a)(1) and (b)(1)(A). On or about November 26, 1996, defendant  
21 was sentenced by the Honorable William L. Dwyer to a term of one hundred thirty-five (135)  
22 months in custody, to be followed by five (5) years of supervised release.

23 The conditions of supervised release included the requirements that the defendant  
24 comply with all local, state, and federal laws, and with the standard conditions. Special  
25 conditions imposed included, but were not limited to, substance abuse program, financial  
26 disclosure and search.

1 In a Petition for Warrant or Summons, dated March 19, 2009, U.S. Probation Officer  
2 Jennifer J. Tien asserted the following violations by defendant of the conditions of his  
3 supervised release:

4 (1) Driving under the influence of alcohol on January 24, 2009, in violation of the  
5 special condition that the defendant not use alcohol, and the general condition  
6 that the defendant not commit any federal, state or local offense.

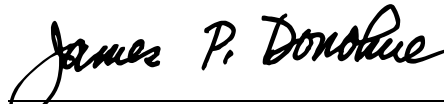
7 (2) Using alcohol on or before January 24, 2009, in violation of the special  
8 condition of drug aftercare.

9 On April 20, 2009, defendant made his initial appearance. The defendant was advised  
10 of the allegations and advised of his rights. On June 9, 2009, defendant appeared for an  
11 evidentiary hearing on the alleged violations. Defendant did not admit but stipulated to  
12 admission of Ex. 1. Ex. 1 establishes the violations in the Petition.

13 I therefore recommend that the Court find the defendant to have violated the terms and  
14 conditions of his supervised release as to violations 1 and 2, and that the Court conduct a  
15 hearing limited to disposition. A disposition hearing on these violations has been set before the  
16 Honorable James L. Robart on July 1, 2009 at 2:00 p.m.

17 Pending a final determination by the Court, the defendant has been released, subject to  
18 supervision.

19 DATED this 9th day of June, 2009.

20   
21 JAMES P. DONOHUE  
22 United States Magistrate Judge

23  
24 cc: District Judge: Honorable James L. Robart  
25 AUSA: Mr. William Redkey  
26 Defendant's attorney: Mr. David Gehrke  
Probation officer: Ms. Jennifer J. Tien